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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	NO. 3:22-CR-00390-RS
)	
Plaintiff,)	STIPULATION AND ORDER TO CONTINUE
)	HEARING AND EXCLUDE TIME FROM
v.)	JUNE 27, 2023, TO AUGUST 15, 2023
)	
HEVER SUAREZ,)	
)	
Defendant.)	

It is hereby stipulated by and between counsel for the United States and counsel for the defendant Hever Suarez, that this matter be continued to August 15, 2023 and time be excluded under the Speedy Trial Act from June 27, 2023, through August 15, 2023.

Undersigned defense counsel is new to the case and made an initial appearance on June 12, 2023. Government counsel and new defense counsel are in discussions regarding a protective order the provision of discovery to defense counsel. Defense counsel requires time to review discovery. Defense counsel also requires time for investigation and to prepare and advise his client. For this reason, the parties stipulate and agree that continuing the June 27, 2023 status hearing date and excluding time until August 15, 2023, will allow for the effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv).

STIPULATION AND ORDER TO CONTINUE HEARING AND EXCLUDE
TIME FROM JUNE 27, 2023, TO AUGUST 15, 2023 [Case No. 3:22-cr-00390-RS]

The parties further stipulate and agree that the ends of justice served by excluding the time from June 27, 2023, through August 15, 2023, from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A), (B)(iv).

The undersigned Assistant United States Attorney certifies that he has obtained approval from counsel for the defendant to file this stipulation and proposed order.

IT IS SO STIPULATED.

DATED: June 21, 2023

/s/
CHARLIE BISESTO
Assistant United States Attorney

DATED: June 21, 2023

/s/
EDWIN PRATHER
Counsel for Defendant Samuel Polanco

ORDER

Based upon the facts set forth in the stipulation of the parties, and for good cause shown, the Court finds that failing to exclude the time from June 27, 2023, through August 15, 2023, would unreasonably deny defense counsel and the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time from June 27, 2023 to August 15, 2023 from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial. Therefore, and with the consent of the parties, IT IS HEREBY ORDERED that the time from June 27, 2023 through August 15, 2023 shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A), (B)(iv). IT IS FURTHER ORDERED that the matter be continued to August 15, 2023 for a status conference.

IT IS SO ORDERED.

DATED: June 21, 2023


RICHARD SEEBORG
United States Chief District Judge